

**FORTY-FIFTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 23, 2005**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Representative Miller.

The Pledge of Allegiance was led by Rachel Arnett, Page.

Approval of Journal

February 23, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-fourth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

OFFICE OF THE GOVERNOR
Boise

February 22, 2005

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

H 21, H 25, H 27, and H 28

/s/ Very truly yours,
DIRK A. KEMPTHORNE
Governor

February 22, 2005

Mr. Speaker:

I transmit herewith **S 1104, S 1066, S 1039**, as amended, **S 1076**, as amended, **S 1063**, as amended, **S 1062**, as amended, **S 1071**, as amended, **S 1057**, as amended, **S 1080, S 1081, S 1083**, and **S 1141** which have passed the Senate.

WOOD, Secretary

S 1104, S 1066, S 1039, as amended, **S 1076**, as amended, **S 1063**, as amended, **S 1062**, as amended, **S 1071**, as amended, **S 1057**, as amended, **S 1080, S 1081, S 1083**, and **S 1141** were filed for first reading.

February 22, 2005

Mr. Speaker:

I return herewith **HCR 7, HJM 1**, and **HJM 2** which have passed the Senate.

WOOD, Secretary

HCR 7, HJM 1, and **HJM 2** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 23, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 6**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **HCR 6**, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 22, 2005

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 125** and recommend that it do pass.

CROW, Chairman

H 125 was filed for second reading.

February 22, 2005

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 190, H 235, HCR 15**, and **S 1090** and recommend that they do pass.

BLOCK, Chairman

H 190, H 235, HCR 15, and **S 1090** were filed for second reading.

February 23, 2005

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 214** and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 214 was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 255
BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO NEWSPAPERS; AMENDING SECTION 60-106, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 256**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO PUBLICATION REQUIREMENTS; AMENDING SECTIONS 18-8324 AND 21-504, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 21-805B, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 22-201, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 22-302, 22-1202, 22-2405, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 22-3604 AND 22-3704, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 22-4301 AND 27-106, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 27-112 AND 27-118, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 27-126, 31-202, 31-407 AND 31-808, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 31-819 AND 31-903, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 31-1003, 31-1404 AND 31-1411, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-1411A, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 31-1417A, 31-1419A AND 31-1427, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-1435, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1604, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO REVISE TERMINOLOGY; REPEALING SECTION 31-2306, IDAHO CODE, RELATING TO JOINT STATEMENT BY AUDITOR AND TREASURER; AMENDING SECTION 31-3601, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTIONS 31-3616A, 31-3908, 31-4003, 31-4004, 31-4118, 31-4304, 31-4330, 31-4505 AND 31-4510, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-4701, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 34-602, IDAHO CODE, TO REVISE NOTICE PUBLICATION

REQUIREMENTS; AMENDING SECTIONS 34-1405 AND 38-505, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 38-809, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 38-1017, 38-1020 AND 38-1025, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-128, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-423, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 39-1319, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 39-1322 AND 39-1323, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 39-1328, 39-1340, 39-2802, 39-2810, 39-5806, 39-5814, 39-7408 AND 39-7408D, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 39-7411 AND 39-7910, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 50-227, 50-326 AND 50-1708, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 50-1752, 50-2006, 50-2008, 50-2011 AND 50-2012, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 50-2202, 50-2605, 50-2718 AND 50-2906, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 60-105, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO RATES FOR OFFICIAL NOTICES AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 60-106, IDAHO CODE, RELATING TO QUALIFICATIONS OF NEWSPAPERS PRINTING LEGAL NOTICES; AMENDING CHAPTER 1, TITLE 60, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 60-106, IDAHO CODE, TO SET FORTH REQUIREMENTS FOR LEGAL NOTICES AND QUALIFICATIONS OF NEWSPAPERS PRINTING LEGAL NOTICES; AND AMENDING SECTIONS 63-810, 63-1005, 63-1102, 67-913, 67-2321, 67-2323, 67-6509 AND 67-6538, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS.

HOUSE BILL NO. 257**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO PLUMBING; AMENDING SECTION 54-2621, IDAHO CODE, TO PROVIDE A REFERENCE TO PITLESS ADAPTORS; AND AMENDING SECTION 54-2624, IDAHO CODE, TO PROVIDE A REFERENCE TO PITLESS ADAPTORS, TO DEFINE THE TERM "PITLESS ADAPTOR" AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 258

BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 44, TITLE 63, IDAHO CODE, TO PROVIDE A SHORT TITLE AND APPLICATION, TO DEFINE TERMS, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR CAPITAL INVESTMENT, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR NEW JOBS, TO PROVIDE LIMITATIONS AND OTHER PROVISIONS ON CREDITS AGAINST INCOME TAXES, TO PROVIDE RECAPTURE, TO PROVIDE SALES AND USE TAX INCENTIVES, TO PROVIDE REBATES, TO PROVIDE FOR RECAPTURE AND TO PROVIDE FOR ADMINISTRATION; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-606A, IDAHO CODE, TO ALLOW THE COUNTY BOARD OF EQUALIZATION TO EXEMPT ALL OR A PORTION OF CERTAIN PROPERTY FROM PROPERTY TAXATION AND TO PROVIDE PROCEDURES; PROVIDING SEVERABILITY; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 259
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION; PROVIDING A SHORT TITLE; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 39, TITLE 63, IDAHO CODE, TO PROVIDE APPLICATION, TO DEFINE TERMS, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR CAPITAL INVESTMENT, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR NEW JOBS, TO PROVIDE LIMITATIONS AND OTHER PROVISIONS ON CREDITS AGAINST INCOME TAXES, TO PROVIDE FOR RECAPTURE, TO PROVIDE SALES AND USE TAX INCENTIVES, TO PROVIDE REBATES, TO PROVIDE FOR RECAPTURE AND TO PROVIDE FOR ADMINISTRATION; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 43, TITLE 63, IDAHO CODE, TO PROVIDE APPLICATION, TO DEFINE TERMS, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR CAPITAL INVESTMENT, TO PROVIDE AN ADDITIONAL INCOME TAX CREDIT FOR NEW JOBS, TO PROVIDE LIMITATIONS AND OTHER PROVISIONS ON CREDITS AGAINST INCOME TAXES, TO PROVIDE FOR RECAPTURE, TO PROVIDE SALES AND USE TAX INCENTIVES, TO PROVIDE REBATES, TO PROVIDE FOR RECAPTURE AND TO PROVIDE FOR ADMINISTRATION; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-606, IDAHO CODE, TO ALLOW THE COUNTY BOARD OF EQUALIZATION TO EXEMPT ALL OR A PORTION OF CERTAIN PROPERTY FROM PROPERTY TAXATION AND TO PROVIDE PROCEDURES; PROVIDING SEVERABILITY; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 260

BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE PROPERTY TAX; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-602HH, IDAHO CODE, TO EXEMPT FROM PROPERTY TAX THE MARKET VALUE OF ALL PROPERTY OF A PERSON IN EXCESS OF SEVEN HUNDRED MILLION DOLLARS WITHIN A SINGLE COUNTY, TO PROVIDE APPLICATION TO OWNED, LEASED OR RENTED PROPERTY, TO PROVIDE FOR DESIGNATION IN CERTAIN INSTANCES AND TO PROVIDE FOR RULES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 261
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES AND USE TAXATION AND TAXATION OF RESEARCH AND DEVELOPMENT ACTIVITIES; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622RR, IDAHO CODE, TO EXEMPT FROM THE SALES AND USE TAX PROPERTY WHICH IS USED IN RESEARCH AND DEVELOPMENT ACTIVITIES AND TO DEFINE A TERM; AMENDING SECTION 63-3622NN, IDAHO CODE, TO ADD TO THE DEFINITION OF "CLEAN ROOMS" THOSE ROOMS IN WHICH RESEARCH AND DEVELOPMENT ACTIVITIES OCCUR; AMENDING SECTION 63-3622D, IDAHO CODE, TO REMOVE PROPERTY USED FOR RESEARCH AND DEVELOPMENT AS AN EXCLUSION FROM THE PRODUCTION EXEMPTION; AND DECLARING AN EMERGENCY.

H 255, H 256, H 257, H 258, H 259, H 260, and H 261 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1104, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1066, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1039, as amended, **S 1063**, as amended, **S 1062**, as amended, and **S 1071**, as amended, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1076, as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1057, as amended, **S 1080**, **S 1081**, and **S 1083**, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1141, by Health and Welfare Committee, was introduced,

read the first time by title, and referred to the Health and Welfare Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 136, H 137, H 140, H 141, H 161, and H 200, by Business Committee, were read the second time by title and filed for third reading.

H 92, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 229, by State Affairs Committee, was read the second time by title and filed for third reading.

H 128, H 155, H 204, H 205, H 206, and H 207, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mrs. Field(18) asked unanimous consent that **H 1**, as amended, be returned to the Judiciary, Rules, and Administration Committee. There being no objection, it was so ordered.

H 49, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Deal to open debate.

The question being, "Shall **H 49**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 66.

NAYS -- Barrett, Ellsworth, McKague, Sali. Total -- 4.
Total -- 70.

Whereupon the Speaker declared **H 49**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 63, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Lake to open

debate.

The question being, "Shall **H 63**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 63**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 85, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smylie to open debate.

The question being, "Shall **H 85**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Crow. Total -- 1.
Total -- 70.

Whereupon the Speaker declared **H 85**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 145, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Denney to open debate.

The question being, "Shall **H 145**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian,

Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henderson, Jones, Kemp, Lake, Loertscher, Mathews, McGeachin, McKague, Miller, Moyle, Nielsen, Nonini, Raybould, Ring, Roberts, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Wills, Wood, Mr. Speaker. Total -- 56.

NAYS -- Boe, Henbest, Jaquet, LeFavour, Martinez, Mitchell, Pasley-Stuart, Pence, Ringo, Rusche, Saylor, Smith(30), Smith(24), Trail. Total -- 14.

Total -- 70.

Whereupon the Speaker declared **H 145**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 89 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall **H 89** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 89** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 90 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bilbao to open debate.

The question being, "Shall **H 90** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche,

Rydalch, Sali, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 90** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 117 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 117** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Chadderdon, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 64.

NAYS -- Barrett, Cannon, Clark, Harwood, Sali, Smith(24). Total -- 6.

Total -- 70.

Whereupon the Speaker declared **H 117** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 118 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Snodgrass to open debate.

The question being, "Shall **H 118** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 118** passed the House. Title was approved and the bill was ordered transmitted to the

Senate.

H 119 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Miller to open debate.

The question being, "Shall **H 119** pass?"

Roll call resulted as follows:

AYES -- Andrus, Barracclough, Bastian, Bell, Bilbao, Black, Block, Boe, Bradford, Cannon, Chadderdon, Collins, Deal, Edmunson, Eskridge, Field(18), Field(23), Garrett, Henbest, Henderson, Jaquet, Jones, LeFavour, Martinez, Miller, Mitchell, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Sayler, Shepherd(2), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 44.

NAYS -- Anderson, Barrett, Bayer, Bedke, Bolz, Clark, Crow, Denney, Ellsworth, Hart, Harwood, Kemp, Lake, Loertscher, Mathews, McGeachin, McKague, Moyle, Nielsen, Raybould, Roberts, Rydalch, Sali, Schaefer, Shepherd(8), Wood. Total -- 26.

Total -- 70.

Whereupon the Speaker declared **H 119** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:45 a.m., Thursday, February 24, 2005. Seconded by Mr. Sayler. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:11 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk